

1 Hon. Ronald B. Leighton  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 DIRECTV, INC., a California  
11 corporation,

12 Plaintiff,

13 v.

14 JAMES BRYANT BURCHARD;  
15 CAMERON BURCHARD; ABLE  
16 COMMUNICATIONS, INC., an Oregon  
corporation; LEE WESTERMAN; and  
JOHN DOES 1 - 5,

17 Defendants.

No. 3:10-cv-05453 RBL

[PROPOSED] PRELIMINARY  
INJUNCTION RE: BURCHARD  
DEFENDANTS

Noted on Motion Calendar:  
July 23, 2010

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19 THIS MATTER comes before the Court upon Plaintiff DIRECTV's Motion for a  
20 Preliminary Injunction enjoining certain activities of defendants James Bryant Burchard  
21 and Cameron Burchard (the "Burchard Defendants"). Having reviewed the materials  
22 submitted, and being fully advised, the Court hereby rules as follows:

23 (1) DIRECTV's request for the entry of a Preliminary Injunction is GRANTED  
24 pursuant to this Court's authority under Federal Rule of Civil Procedure 65, 47 U.S.C.  
25 § 605(e)(3)(B)(i), 18 U.S.C. § 2520(b)(1) and RCW 9A.56.250(4). The Court finds that  
26 DIRECTV has carried its burden of showing (a) a substantial likelihood of success on the

[PROPOSED] PRELIMINARY INJUNCTION RE:  
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1       merits; (b) that DIRECTV will suffer irreparable injury without the Preliminary Injunction;  
2       c) that the balance of equities tips in its favor, and (d) that the injunction is in the public  
3       interest.

4                 (2) The Burchard Defendants and their officers, agents, servants, employees,  
5       attorneys and other persons who are in active concert or participation with the Burchard  
6       Defendants are hereby ENJOINED and RESTRAINED from engaging in any of the  
7       following acts or practices:

8                 (a) Receiving or assisting others in receiving DIRECTV satellite  
9       television programming.

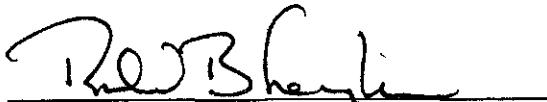
10                 (b) Creating new DIRECTV customer accounts.

11                 (c) Installing, operating or selling DIRECTV satellite receiving  
12       equipment, including satellite dishes, receivers, access cards and other  
13       equipment intended for DIRECTV's satellite television services.

14                 (3) This Preliminary Injunction takes effect immediately and shall remain in  
15       effect pending the trial in this action or further order of this Court.

16                 (4) DIRECTV shall post bond in the amount of \$10 on or before  
17       \_\_\_\_\_, 2010, shall satisfy any claims relating to the Preliminary Injunction.

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19       DATED: July 30, 2010.

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22       Hon. Ronald B. Leighton  
23       United States District Judge

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1 Presented by:

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8 Attorneys for Plaintiff DIRECTV, Inc.

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[PROPOSED] PRELIMINARY INJUNCTION RE:  
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